

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 109th Congress¹**

[Date approved: November 7, 2005]²

Bill No. and sponsor: H.R. 2114 (Mr. Jerry Weller of Illinois)

Proponent name, location: BASF Corporation
Florham Park, NJ

Other bills on product (109th Congress only): None.

Nature of bill: Temporary duty suspension through December 31, 2008.

Retroactive effect: None.

Suggested article description(s) for enactment (including appropriate HTS subheading(s)):

1-propene-2-methyl homopolymer (CAS No. 9003-27-4) (provided for in subheading 3902.30.00)

Check one: ☒ Same as that in bill as introduced
 ☐ Different from that in bill as introduced (see Technical comments section)

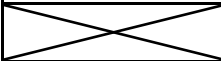
Product information, including uses/applications and source(s) of imports:

The subject compound is a chemical intermediate used to produce adhesives for use in the medical field and in food (gum). The subject compound is imported from Germany.

¹ Industry analyst preparing report: Jeff Clark (202-205-3318); Tariff Affairs contact: David Michels (202-205-3440).

² Access to an electronic copy of this memorandum is available at http://usitc.gov/tata/hts/other/rel_doc/bill_reports/index.htm

Estimated effect on customs revenue:

| HTS subheading: <u>3902.30.00</u> | | | | | |
|---|-------------|-------------|-------------|-------------|-------------|
|  | 2005 | 2006 | 2007 | 2008 | 2009 |
| Col. 1-General rate of duty | 6.5% | 6.5% | 6.5% | 6.5% | 6.5% |
| Estimated value <i>dutiable</i> imports | \$7,600,000 | \$7,600,000 | \$7,600,000 | \$7,600,000 | \$7,600,000 |
| Customs revenue loss | \$494,000 | \$494,000 | \$494,000 | \$494,000 | \$494,000 |

Source of estimated dutiable import data: Industry estimates.

Contacts with domestic firms/organizations (including the proponent):

| Name of firm/organization | Date contacted | US production of same or competitive product claimed? | Submission attached? | Opposition noted? |
|---|--------------------------|---|----------------------|-------------------|
| | | (Yes/No) | | |
| BASF Corporation (proponent) Tom Coleman, 202-289-3900 | 07/20/2005 | No | No | No |
| Bayer Corporation Karen Niedermeyer, 412-777-2058 | 07/20/2005 07/28/2005 | No | No | No |
| Ciba Specialty Chemicals Michelle Forte, 914-785-2000 | 07/20/2005 | No | No | No |
| DuPont Chemical Elaine Olsen, 302-992-2263 | 07/20/2005 | No | No | No |

Technical comments:³

The Commission notes that the article description with the corresponding CAS number refers to polyisobutylene, which is a homopolymer classifiable under 3902.20.50, according to the U.S. Customs Service. The Commission suggests that the proponent work with Customs to obtain a product description that would be administrable by Customs.

³ The Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only the U.S. Customs Service is authorized to issue a binding ruling on this matter. The Commission believes that the U.S. Customs Service should be consulted prior to enactment of the bill.

109TH CONGRESS
1ST SESSION

H. R. 2114

To suspend temporarily the duty on 1-propene-2-methyl homopolymer.

IN THE HOUSE OF REPRESENTATIVES

MAY 5, 2005

Mr. WELLER introduced the following bill; which was referred to the
Committee on Ways and Means

A BILL

To suspend temporarily the duty on 1-propene-2-methyl
homopolymer.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. 1-PROPENE-2-METHYL HOMOPOLYMER.**

4 (a) IN GENERAL.—Subchapter II of chapter 99 of
5 the Harmonized Tariff Schedule of the United States is
6 amended by inserting in numerical sequence the following
7 new heading:

| | | | | | | | |
|---|------------|---|------|-----------|-----------|----------------------------|----|
| “ | 9902.06.06 | 1-propene-2-methyl homopolymer (CAS No. 9003–27–4) (provided for in subheading 3902.30.00) | Free | No change | No change | On or before 12/31/2008 | ”. |
|---|------------|---|------|-----------|-----------|----------------------------|----|

1 (b) EFFECTIVE DATE.—The amendment made by
2 subsection (a) applies to goods entered, or withdrawn from
3 warehouse for consumption, on or after the 15th day after
4 the date of enactment of this Act.

